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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91211611
Party	Defendant Jamaican Teas Limited
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Submission	Motion to Amend Application
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Date	12/19/2013
Attachments	3586 Motion to Amend With Consent.pdf(60433 bytes )

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Westbrae Natural, Inc.,

Opposer,

v.

Jamaican Teas Limited,

Applicant.

Opposition No. 91211611

**MOTION ON CONSENT TO  
AMEND APPLICATION  
NO. 85753130**

Pursuant to 37 C.F.R. § 2.133(a) and TBMP § 514, Applicant Jamaican Teas Limited (hereinafter “Applicant”) respectfully requests that U.S. Application No. 85753130, for the mark CARIBBEAN DREAMS, be amended as follows:

Class 30: Coffee, tea, cocoa, iced tea; excluding Almond based beverages used as milk substitutes, Almond based food beverages, Almond based frozen confections, Almond based frozen desserts, Almond based non-dairy yogurt, Coconut based beverages, Coconut milk, Frozen desserts made essentially from rice, Hemp milk used as a milk substitute, Oat based food beverages, Non-dairy coconut based beverages used as a milk substitute, Non-dairy frozen almond based ice cream substitute confections, Non-dairy frozen almond based ice cream substitute desserts, Non-dairy non-alcoholic beverages and frozen desserts made essentially from rice, Non-dairy, soy-based, frozen ice cream substitute desserts, Non-dairy yogurt, Rice based beverages, Rice based beverages used as milk substitutes, Rice based food beverages, Rice based frozen confections, Rice based frozen desserts, Smoothies, Soy-based beverages, Soy-based beverages not being milk substitutes, Soy based beverages used as milk substitutes, Soy based food beverages not being milk substitutes, Soy-based food beverage used as a milk substitute, Soy based frozen confections, Soy based frozen desserts, and Soy-based ice cream substitutes.

Class 32: Drinking water, flavoured waters, fruit juices; excluding Almond based beverages used as milk substitutes, Almond based food beverages, Almond based frozen confections, Almond based frozen desserts, Almond based non-dairy yogurt, Coconut based beverages, Coconut milk, Frozen desserts made essentially from

rice, Hemp milk used as a milk substitute, Oat based food beverages, Non-dairy coconut based beverages used as a milk substitute, Non-dairy frozen almond based ice cream substitute confections, Non-dairy frozen almond based ice cream substitute desserts, Non-dairy non-alcoholic beverages and frozen desserts made essentially from rice, Non-dairy, soy-based, frozen ice cream substitute desserts, Non-dairy yogurt, Rice based beverages, Rice based beverages used as milk substitutes, Rice based food beverages, Rice based frozen confections, Rice based frozen desserts, Smoothies, Soy-based beverages, Soy-based beverages not being milk substitutes, Soy based beverages used as milk substitutes, Soy based food beverages not being milk substitutes, Soy-based food beverage used as a milk substitute, Soy based frozen confections, Soy based frozen desserts, and Soy-based ice cream substitutes.

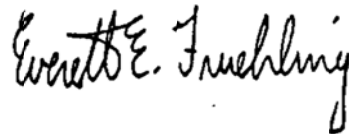
It is respectfully submitted that this amendment does not require republication, as the amendment of the description of goods narrows rather than broadens the scope of the application. 37 C.F.R. § 2.71(a).

This amendment is made pursuant to an Agreement between Applicant and Opposer, who hereby consents to this amendment.

Applicant respectfully requests that this Motion to Amend be granted in its entirety.

Dated this 19th day of December, 2013.

CHRISTENSEN O'CONNOR  
JOHNSON KINDNESS<sup>PLLC</sup>



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Everett E. Fruehling  
Alina S. Morris  
Attorneys for Applicant  
Jamaican Teas Limited

**CERTIFICATE OF SERVICE**

I hereby certify that on December 19, 2013, a true and complete copy of the foregoing **MOTION ON CONSENT TO AMEND APPLICATION NO. 85753130** is being duly served upon the Opposer via electronic mail and via U.S. First Class Mail, in a sealed envelope, with postage thereon prepaid, upon the following counsel of record:

Melissa Heddell  
IP Paralegal  
Denise Seldman Benun, Esq.  
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